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Rosemary Chiavetta  
Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Re: Petition of Philadelphia Gas Works for Approval of Demand-Side Management Plan for FY 2016-2020 and Philadelphia Gas Works Universal Service and Energy Conservation Plan for 2014-2016 52 Pa. Code § 62.4 – Request for Waivers, Docket No. P-2014-2459362 (Ref Docket Nos. P-2009-2097639 and M-2013-2366301).

Dear Secretary Chiavetta:

Enclosed please find the Petition to Intervene of Clean Air Council in the above captioned matter. Copies of this letter and the attached petition have been eFiled and served electronically upon all parties on the Service List.

Sincerely,

Joseph Otis Minott, Esquire

Ernest Logan Welde, Esquire

Attorneys for Clean Air Council

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Philadelphia Gas Works for :  
Approval of Demand-Side Management : Docket No. P-2014-2459362  
Plan for FY 2016-2020 :  
and Docket No. P-2014-2459362 :  
Philadelphia Gas Works Universal :  
Service and Energy Conservation Plan :  
for 2014-2016, 52 PA. Code§ 62.4 - :  
Request for Waivers :

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**CLEAN AIR COUNCIL'S PETITION TO INTERVENE**

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Pursuant to 52 Pa. Code §§ 5.72-5.75 Clean Air Council ("CAC") hereby files this Petition to Intervene in the above captioned proceeding. In support thereof, CAC states as follows:

1. CAC is a member-supported environmental organization serving the Mid-Atlantic Region. CAC is dedicated to protecting and defending everyone's right to breathe clean air. CAC works through a broad array of related sustainability and public health initiatives, using public education, community action, government oversight, and enforcement of environmental laws.

2. CAC's attorneys in this matter are:

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(PA ID 36463)  
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Ernest Logan Welde  
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E-Mail: [lwelde@cleanair.org](mailto:lwelde@cleanair.org)  
Clean Air Council  
135 S. 19<sup>th</sup> Street  
Suite 300  
Philadelphia, Pennsylvania 19103  
Telephone: (215) 567-4004  
Facsimile: (215) 567-5791

3. On December 23, 2015, Philadelphia Gas Works ("PGW" or "Company") filed a Petition for Approval of Demand-Side Management Plan for FY 2016-2020 ("2016 DSM Plan"). The Commission approved PGW's initial DSM Plan for FY 2011-2015 ("Initial DSM Plan") in July 2010, pursuant to the settlement of PGW's 2009 base rate filing at Docket Nos. P-2009-2097639 and R-2009-2139884. PGW has proposed the 2016 DSM Plan to continue certain programs from the Initial DSM Plan and add two new programs.

4. PGW's 2016 DSM Plan presents a proposed portfolio consisting of seven DSM programs, including the following five programs continued from the Initial DSM Plan:

- (a) CRP Home Comfort program (formerly referred to as ELIRP), providing weatherization treatments to the highest usage customers in PGW's Customer Assistance Program (CAP);
- (b) Residential Equipment Rebates program, providing prescriptive residential-sized heating equipment rebates targeting the replacement of equipment at the end of its operational life;
- (c) Commercial Equipment Rebates program, providing prescriptive commercial-sized heating and cooking equipment rebates targeting replacement at the end of its operational life;
- (d) Efficient Building Grants program providing custom project grants for existing commercial and multifamily buildings; and
- (e) Efficient Construction Grants program providing custom project grants for new and gut rehabilitated commercial and multifamily buildings, and single family homes. 2016 DSM Plan at 3-4.

5. In addition to the five continued programs, PGW also proposes to establish:

- (a) A Low-Income Multifamily Program to supplement the CRP Home Comfort program; and
- (b) An Efficient Fuel-Switching Program designed to promote cost-effective load management projects for commercial and industrial end-users currently utilizing other more expensive and less efficient fuels. *Id* at 4.

6. PGW anticipates total program expenditures of approximately \$25 million, including \$22.7 million for the conservation programs and \$2.3 million for the Efficient Fuel-Switching Program. *Id.* at 5.

7. The Commission's regulations allow intervention where a person has an interest in the proceeding which may be directly affected and which is not adequately represented by existing parties, and, as to which the person may be bound by the action of the Commission in the proceeding. 52 Pa. Code § 5.72(a)(2). Intervention is also permitted where participation of the person may be in the public interest. 52 Pa. Code § 5.72(a)(3). A "person" includes a corporation and an association. 52 Pa. Code § 1.8.

8. CAC meets the standards for intervention set forth in 52 Pa. Code § 5.72(a). CAC is committed to improving air quality throughout the Mid-Atlantic Region; reducing the impact of air pollution on the health of vulnerable populations; and, ensuring full implementation of the Clean Air Act and other laws intended to reduce air pollution. The Commission's actions in this proceeding regarding PGW's proposed conservation measures will have a direct impact on the ability of CAC to achieve these goals.

9. CAC's interests in this proceeding are unique from, and not adequately represented by other parties that may seek to intervene because CAC is a well-established local environmental organization.

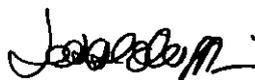
10. CAC's intervention is in the public interest because it will enable CAC to contribute its unique perspective and insight of a well-established local environmental organization as the Commission considers PGW's proposals.

11. Due to the early stage of this proceeding, CAC reserves the right to raise and address issues identified through its continued review and analysis of PGW's 2016 DSM Plan (and related information) or other issues raised by other parties.

12. Finally, while PGW requested a deadline of January 12, 2015 for intervention, the Commission has not issued an Order or Notice granting the request. Without such a request being granted, and in light of the fact that the Commission has not taken any procedural action on PGW's Petition to date, CAC requests that this Petition to Intervene be deemed timely filed.

**WHEREFORE**, Clean Air Council respectfully requests that the Commission grant this Petition to Intervene.

Respectfully submitted,



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Joseph Otis Minott, Esquire



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Ernest Logan Welde, Esquire

Date: January 16, 2015

Attorneys for Clean Air Council

## CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of Clean Air Council's Petition to Intervene in PGW's Demand-Side Management Plan for FY 2016-2020 upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code § 1.54.

### Via Email and/or First Class Mail

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Joseph Otis Minott, Esquire

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## 1 From This portion can be removed for Recipient's records.

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Dept./Floor/Suite/Room

City PHILADELPHIA State PA ZIP 19103-4912

## 2 Your Internal Billing Reference

## 3 To

Recipient's Name Rosemary Chiavetta Phone \_\_\_\_\_Company Pennsylvania Public Utility CommissionRecipient's Address P.O. Box 3265

Dept./Floor/Suite/Room

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## 4a Express Package Service

- FedEx Priority Overnight  
Next business morning \*\* Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx Standard Overnight  
Next business afternoon.\* Saturday Delivery NOT available.
- FedEx First Overnight  
Earliest next business morning delivery to select locations.\* Saturday Delivery NOT available.
- FedEx 2Day  
Second business day \*\* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx Express Saver  
Third business day  
Saturday Delivery NOT available.
- \* To most locations. \*\* To most locations.

## 4b Express Freight Service

- FedEx 1Day Freight\*  
Next business day \*\* Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx 2Day Freight  
Second business day \*\* Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx 3Day Freight  
Third business day\*\* Saturday Delivery NOT available.
- \* Call for Confirmation. \*\* To most locations.

## 5 Packaging

- FedEx Envelope\*  FedEx Pak\*  
Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak.
- FedEx Box  FedEx Tube  Other
- \* Declared value limit \$500.

## 6 Special Handling

- SATURDAY Delivery  
Not available for FedEx Standard Overnight, FedEx First Overnight, FedEx Express Saver, or FedEx 3Day Freight.
- HOLD Weekday at FedEx Location  
Not available for FedEx First Overnight.
- HOLD Saturday at FedEx Location  
Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations.
- Include FedEx address in Section 3.

Does this shipment contain dangerous goods?

One box must be checked.

- No  Yes  
As per attached Shipper's Declaration
- Yes  
Shipper's Declaration not required
- Dry Ice  
Dry Ice, 9, UN 1845
- Cargo Aircraft Only

Dangerous goods (including dry ice) cannot be shipped in FedEx packaging.

- 7 Payment Bill to: \_\_\_\_\_ Enter FedEx Acct. No. or Credit Card No. below. Obtain Recip. Acct. No.
- Sender Acct. No. in Section 1 will be billed  Recipient  Third Party  Credit Card  Cash/Check

Total Packages

Total Weight

Credit Card Acct.

\*Our liability is limited to \$100 unless you declare a higher value. See the current FedEx Service Guide for details.

## 8 Residential Delivery Signature Options

If you require a signature, check Direct or Indirect.

- No Signature Required  
Package may be left without obtaining a signature for delivery.
- Direct Signature  
Someone at recipient's address may sign for delivery. Fee applies.
- Indirect Signature  
If no one is available at recipient's address, someone at a neighboring address may sign for delivery. Fee applies.

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